

STATE OF MICHIGAN



WILLIAM G. MILLIKEN, Governor

DEPARTMENT OF NATURAL RESOURCES

HOWARD A. TANNER, Director

NATURAL RESOURCES COMMISSION

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STEVENS T. MASON BUILDING
BOX 30028
LANSING, MI 48909

January 21, 1980

Mr. Harold Schonberg
MWA Company
510 South Washington Street
Owosso, MI 48867

Dear Mr. Schonberg:

On March 27, 1979, Department of Natural Resources (DNR) staff received a complaint that approximately two hundred (200) drums of waste resins were disposed of in a gravel pit at 5650 Smith Road, Henderson, Michigan. Staff investigations have confirmed the existence of the drums and revealed that MWA Company had contracted with a MWA Company employee to dispose of liquid waste containing phenolic and animal resins on the employee's property located northwest of Owosso (Section 22, Rush Twp., Shiawassee County). Samples collected to date have showed phenol concentrations as high as 640,000 $\mu\text{g/l}$ (parts per billion) in the drum contents and 500 $\mu\text{g/kg}$ (parts per billion) in the surrounding soils. Sp.

Be advised that such a disposal procedure is in violation of Section 3 of Act 136, Public Acts of 1969, which states that:

"A person shall not engage, employ or contract with any other person except a licensee under this Act, to remove liquid industrial wastes from his premises."

Be further advised that this disposal site is also in violation of Section 6 of Act 245, Public Acts of 1929, as amended, which states in pertinent parts that:

"It is unlawful for any person directly or indirectly to discharge into the waters of the State any substance which is or may become injurious to the public health, safety or welfare; or which is or may become injurious to the uses which are being or may be made of such waters."

Additionally, such discharges are in violation of Section 7 of Act 245, Public Acts of 1929 as amended which states in part that:

"A person shall not discharge any waste or waste effluent into the waters of this State unless he is in possession of a valid permit therefor from the Water Resources Commission."



Mr. Harold Schonberg

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January 21, 1980

Therefore, you are being given the opportunity to meet with DNR staff to show cause why this matter should not be referred to the Attorney General's office for appropriate action. This meeting has been scheduled for:

9:00 a.m.
February 5, 1980
6th Floor Conference Room
Stevens T. Mason Building
Corner of Allegan & Pine Streets
Lansing, Michigan

When you arrive, the receptionist in the Environmental Enforcement Division office (west wing) will direct you to the room.

Please bring the following information:

1. A list of the constituent components contained in all the products used in and incidental to your manufacturing processes including:
 - a. chemical name and formula
 - b. amounts used annually
 - c. chronic and acute toxicological data
2. Disposal records covering all wastes transported from the premises for reclamation or disposal, including:
 - a. chemical name and molecular formula
 - b. disposal method
 - c. location of disposal or reclamation
 - d. amounts
 - e. dates

If you should have any questions or comments, please contact John Fisher of my staff at (517) 373-3503.

Sincerely,

Jack D. Bails, Chief
Environmental Enforcement Division

JDB:GE/dr

cc: D. Dennis
A. Hogarth
G. Taylor
L. Ward
C. Newell, Shiawassee County Health Dept.